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5 *Attorney for Objector John W. Davis*
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9 **IN THE UNITED STATES DISTRICT COURT**
10 **FOR THE SOUTHERN DISTRICT OF CALIFORNIA**
11

12 Patricia Connor, Shari L. Bywater,
13 individually, and on behalf of
14 themselves and all others similarly
situated,
15

16 Plaintiffs,

17 vs.

18 JPMorgan Chase Bank and Federal
19 National Mortgage Association a/k/a
20 Fannie Mae,
21

22 Defendants.
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Case No. 10 CV 1284 GPC BGS

**JOINT MOTION FOR APPROVAL
OF:**

**(1) WITHDRAWAL OF DAVIS
OBJECTION, AND**

**(2) AGREEMENT ALLOCATING
OBJECTOR ATTORNEYS' FEES
AND INCENTIVE AWARD**

Date: December 15, 2014

Time: 1:30 p.m.

Judge: Hon. Gonzalo P. Curiel

Courtroom: 2D

Joint Motion for Approval of: Withdrawal of Objection; Agreement
Allocating Objector Attorneys' Fees and Incentive Award
CASE NO. 10 CV 1284 GPC BGS

1 WHEREAS class member John W. Davis filed an objection to the settlement
2 of this case, asserting *inter alia* that the Settling Parties had omitted eligible class
3 members from the list of approved claimants under the settlement.
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5 WHEREAS defendant subsequently undertook an investigation resulting in
6 the discovery of 1,303,112 additional individuals entitled to make claims.
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8 WHEREAS the settling parties, with the participation of Davis's counsel C.
9 Benjamin Nutley, conducted further negotiations and amended the settlement to
10 increase the amount of money to be paid to the Class, resulting in an increase in the
11 value of the settlement of at least \$1.9 million.
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13 WHEREAS the primary objections that Davis lodged have been met because:
14 (1) the omitted class members were discovered, notified, and compensated; (2) the
15 settlement was amended to increase the amounts to be paid to existing and newly-
16 discovered class members, and (3) Class Counsel's present request for attorneys'
17 fees has been reduced in absolute terms, and Class Counsel expended considerable
18 additional effort on behalf of the Class after Davis's objection.
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21 WHEREAS Class Counsel and Davis's counsel Nutley subsequently
22 negotiated in good faith to determine appropriate attorneys' fees to be allocated to
23 Davis's counsel and, on consideration of the relevant factors, agreed upon the source
24 and amount of fees to be paid.
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2 Camino Del Rio South, Suite 303
3 San Diego, CA 92108
4 Email: doug@djcampion.com
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6 **ECF Signature Certification**

7 Pursuant to Section 2(f)(4) of the Electronic Case Filing Administrative
8 Policies and Procedures Manual, I hereby certify that the content of this document is
9 acceptable to Douglas Campion, counsel for the Class, and that I have obtained Mr.
10 Campion's authorization to affix their electronic signature to this document.
11

12
13 Dated: December 5, 2014
14

15 /s/ C. Benjamin Nutley

16 Attorney for Objector John W. Davis
17 Email: Nutley@zenlaw.com
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Certificate of Electronic Service

I hereby certify that on December 5, 2014, a copy of the foregoing **JOINT MOTION FOR APPROVAL OF: (1) WITHDRAWAL OF DAVIS OBJECTION, AND (2) AGREEMENT ALLOCATING OBJECTOR ATTORNEYS' FEES AND INCENTIVE AWARD** was filed electronically. Notice of this filing will be sent by e-mail to all parties by operation of the court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of electronic Filing. Parties may access this filing through the court's EM/ECF System.

Dated: December 5, 2014

/s/ C. Benjamin Nutley

Attorney for Objector John W. Davis
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